

SENATE BILL 1024

A2

2lr3276

By: **Senator Astle**

Introduced and read first time: February 22, 2012

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 7, 2012

Committee Report: Favorable

Senate action: Adopted

Read second time: March 20, 2012

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Multiple Licenses**

3 FOR the purpose of increasing to a certain amount the total number of additional
4 Class H alcoholic beverages licenses that the Anne Arundel County Board of
5 License Commissioners may issue to certain Class B or Class H alcoholic
6 beverages license holders; and generally relating to alcoholic beverages licenses
7 in Anne Arundel County.

8 BY repealing and reenacting, with amendments,
9 Article 2B – Alcoholic Beverages
10 Section 9–102(h–1)
11 Annotated Code of Maryland
12 (2011 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 2B – Alcoholic Beverages**

16 9–102.

17 (h–1) (1) In Anne Arundel County, a current holder of a Class H alcoholic
18 beverages license, or a holder as of June 1, 2002 of a Class B alcoholic beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 license that has a restriction prohibiting off-sales, may be issued a second license by
2 the Anne Arundel County Board of License Commissioners if:

3 (i) The second license is a Class H (beer, wine and liquor)
4 license or a Class H (beer and wine) license; and

5 (ii) Either the restaurant for which the Class H license under
6 item (i) of this paragraph is sought or to which the original Class B or Class H license
7 applies is located within:

8 1. A suburban community center designated by Anne
9 Arundel County in accordance with Bill Nos. 36-96 and 70-96 of the ordinances of
10 Anne Arundel County; or

11 2. One of the following locations as they existed on
12 October 1, 1999:

13 A. The Glen Burnie Urban Renewal Area;

14 B. The Parole Town Center Growth Management Area;

15 C. The Odenton Town Center Growth Management
16 Area;

17 D. The Baltimore-Washington International Thurgood
18 Marshall Airport State Priority Funding Area, as designated by Anne Arundel County
19 in accordance with § 6-301(f)(8) of the Economic Development Article;

20 E. A shopping center with a gross area of at least 1
21 million square feet that is zoned C3 General Commercial by the zoning article of the
22 Anne Arundel County Code; or

23 F. The Route 198 corridor, consisting of properties
24 located within 500 feet of the right-of-way of Maryland Route 198, from Route 32 on
25 the east to the Prince George's County-Anne Arundel County line on the west.

26 (2) A person who does not hold a retail alcoholic beverages license in
27 Anne Arundel County may be issued a maximum of two licenses by the Anne Arundel
28 County Board of License Commissioners if:

29 (i) Each license is a Class H (beer and wine) license or a Class
30 H (beer, wine and liquor) license; and

31 (ii) The restaurant for which one of the Class H licenses under
32 item (i) of this paragraph is sought is located within:

- 1 1. A suburban community center designated by Anne
2 Arundel County in accordance with Bill Nos. 36–96 and 70–96 of the ordinances of
3 Anne Arundel County; or
- 4 2. One of the following locations as they existed on
5 October 1, 1999:
- 6 A. The Glen Burnie Urban Renewal Area;
- 7 B. The Parole Town Center Growth Management Area;
- 8 C. The Odenton Town Center Growth Management
9 Area;
- 10 D. The Baltimore–Washington International Thurgood
11 Marshall Airport State Priority Funding Area, as designated by Anne Arundel County
12 in accordance with § 6–301(f)(8) of the Economic Development Article;
- 13 E. A shopping center with a gross area of at least 1
14 million square feet that is zoned C3 General Commercial by the zoning article of the
15 Anne Arundel County Code; or
- 16 F. The Route 198 corridor, consisting of properties
17 located within 500 feet of the right-of-way of Maryland Route 198, from Route 32 on
18 the east to the Prince George’s County–Anne Arundel County line on the west.
- 19 (3) A franchisor may not have a direct ownership interest, as defined
20 by the Board, in more than 2 licenses under this section.
- 21 (4) The Board may not issue more than **[30] 60** additional Class H
22 licenses under this subsection.
- 23 (5) The Anne Arundel County Board of License Commissioners shall
24 adopt regulations:
- 25 (i) To carry out this subsection; and
- 26 (ii) That define “direct ownership interest” for the purposes of
27 paragraph (3) of this subsection.
- 28 (6) The Anne Arundel County Economic Development Corporation, in
29 consultation with the Board of License Commissioners for Anne Arundel County:
- 30 (i) Shall conduct a comprehensive study of the impact of this
31 subsection on the economy of Anne Arundel County; and

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1 (ii) On or before January 1, 2006, shall submit its findings and
2 recommendations to the Anne Arundel County House Delegation, the Anne Arundel
3 County Senate Delegation, the County Executive for Anne Arundel County, and the
4 Anne Arundel County Council.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2012.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.